

CRAIG APPEALS TO SUPREME COURT

Writ of Habeas Corpus Issued From High Tribunal.

AGENT IS GIVEN UP
Sampans and Mauna Loa See Strange Steamer Off Molokai.

(From Wednesday's Advertiser.)

Through the medium of a writ of habeas corpus issued by Justice Perry of the supreme court yesterday in favor of Frank B. Craig, that body is now testing the constitutionality of the emigration law. Craig was surrendered by his bondsmen just before the writ was issued, but is now out on a new bond, under the writ. The petition alleges eight reasons of unconstitutionality.

Japanese sampans report the Senator off the coast of Molokai and the crew of the Mauna Loa also report a strange steamer, which they believe is the Senator. The planters are skeptical over the truth of these reports. One hundred laborers have been booked to sail by the Siberia.

"Provided, That no suit or proceedings shall be maintained for the specific performance of any contract heretofore or hereafter entered into for personal labor or service, nor shall any remedy exist or be enforced for breach of any such contract, except in a civil suit or proceeding instituted solely to recover damages for such breach."—Organic Act.

The above clause from Section 10 of the Organic Act is one of the principal points relied upon by the attorneys of Frank B. Craig to clear him on the charges of violating the newly passed emigration laws, according to developments yesterday.

The fight by the defense to test the legality of the recently enacted emigrant laws, and, if possible, have them declared unconstitutional, commenced yesterday afternoon when Craig was surrendered by his bondsmen and a writ of habeas corpus immediately afterwards issued.

The move was a sudden one, and Mr. Anderson of the firm of Kinney, Ballou, Prosser & Anderson was the only representative of the prosecution who could be secured to appear in the chambers of Justice Perry of the supreme court, from whence the writ of habeas corpus was issued. At four o'clock, or shortly afterwards, the Pacific Surety Company's representative surrendered Craig to Sheriff Jarrett and the agent was placed in custody at once. A half-hour later Attorney Watson and Dorn appeared with the writ, which was served, the sheriff taking his prisoner before the court forthwith.

After appearance, the prosecution was given until Saturday to answer and the hearing will be held probably some time next week if the defense cares to traverse the answer.

The Points Made.

The clause of the Organic Act quoted above is only one of eight points made in the petition for the writ of habeas corpus which was presented to Justice Perry yesterday afternoon. Another clause of the same act which states that "each law shall embrace one subject, which shall be expressed in its title," is another clause upon which reliance is placed by the defense.

With the general claim that the law under which Craig was arrested is unconstitutional and void, the petition goes into particulars, alleging among other things that it constitutes an unreasonable restriction of intercourse among the citizens of the Territory. It is also asserted to be an ex post facto law in its operation; that it violates the first amendment to the constitution; that it tends to create a condition of involuntary servitude among persons of the laboring class here, that it is a violation of the fourteenth amendment to the constitution; that it denies to persons the equal protection of the law; that it interferes with the right of persons to move from the Territory; and that it also violates the fifth amendment of the constitution.

The petition is signed by Chickering and Gregory of San Francisco through their representative and E. M. Watson and R. W. Breckens. Craig has been released on a new \$1000 bond.

Report Senator Around.

Japanese fishermen who returned in a power sloop from the Molokai waters reported yesterday that they saw a large steamer off the coast of Molokai on Monday and in their statement they expressed the opinion that the vessel was the Senator. The statement was made to various Japanese yesterday and the matter was put in the hands of the Japanese newspapermen. The fishermen describe the vessel and the description fits the Senator very well.

Officers of the steamship Mauna Loa, which arrived yesterday morning from Kona and Kauai ports, Hawaii, state that a vessel was seen off Napoosoo while the steamer was coming up the coast and the lights of the vessel seemed to indicate a ship of about the size of the Senator. Passengers felt sure it was the mysterious vessel which

PLANTATION WORK IS A REST CURE COMPARED TO IT

Referring to the fact that 254 emigrants from Hawaii had left this city on the Korea, bound for Alaska canneries, the San Francisco Call, of April 2, says:
Those who know the hard work and long hours that rule on Bristol bay, Alaska, during the salmon season are eloquent in their praise of the persuasive powers of the cannery agents. It is admitted that the work on a sugar plantation is hard, but it is predicted that the cannery recruits from Honolulu will look back on the sugar plantations as rest cures before they have been a month in the land where the sun never goes down far enough to cause darkness and where the eight hour day is a myth.

BAWLED OUT HERE; PULLED ON COAST

When the Sierra left on her last trip for the Coast she carried away a man known here as Doctor Waters, whom a man on the dock loudly denounced to the officers of the ship as a sharper, a thief and bunco man. He shouted to the officers that he had stolen diamonds from a woman in Oakland and that he was leaving her in Honolulu, stranded. He reported the matter to the police and the San Francisco and Oakland police were notified that he was on the way back to the Coast. He was arrested there as the following dispatches from San Francisco indicate:

SAN FRANCISCO, April 4.—Acting upon advices from Reno, Nevada, detectives arrested Dr. A. M. Waters of that city yesterday upon a charge of obtaining money under false pretenses. Doctor Waters was taken into custody at the Palace Hotel, where he had registered under the name of Dr. A. M. Walker.

The order for the physician's arrest came from C. T. Ferrell, sheriff at Reno. At the police station, Waters said that he had come west from Detroit, where he practised medicine. In Reno he became acquainted with other physicians and sold them stock in three Michigan mining companies: The Wolselee, the Big Four, and the Overt.

Waters declared that he had received orders for the purchase of the stock and sent the money to J. Cummings, a broker in Bay City, Michigan.

While at the Palace Hotel, Waters was approached by George B. Knight of Reno, who demanded the return of \$50 placed with the physician. The two went to the office of Attorney Chapman in the Ballou building, where Waters is said to have given Knight \$40, promising the remainder at some future date.

DANGER AVOIDED.

There is little danger from a cold except when followed by pneumonia, and this never happens when Chamberlain's Cough Remedy is used. This remedy has won its great reputation and extensive sale by its remarkable cures of colds and can be relied upon with implicit confidence. For sale at all Dealers, Benson Smith & Co., Agents for Hawaii.

has gained the name of a blackbird on account of the queer methods used by the representatives of the cannery interests of Alaska as well as of the officers of the steamer to ship laborers out of the islands to the vessel.

Seen From Napoosoo.

The wharf superintendent of Napoosoo reported to the officers of the Mauna Loa that at about three o'clock Monday morning he saw a steamer off that port which he believes was the Senator. One of the officers of the Mauna Loa made inquiry as to whether the flagship Mauna Kea had been dispatched down the Kona and Kauai coast on a special mission, because the vessel did not quite resemble anything but the Mauna Kea. The Senator is rather an elongated Mauna Kea.

The officers of the T. K. K. liner Tenyo-Maru were asked on arrival yesterday if they saw the Senator or picked her up by wireless. They replied in the negative.

Planters Skeptical.

The planters generally are inclined to the belief that the Senator is on her way to San Francisco or Seattle. It is thought if she were headed for San Francisco she would have been seen by the Tenyo Maru. If the Senator wanted to keep out of the sight of other vessels until she had neared the Coast it would not be difficult for her to get out of the steamer track between here and San Francisco. The planters, many of them, state they have heard nothing of any wireless messages being sent to the Senator or received from it. Vessels of companies in which planters are interested have been in local waters, equipped with wireless, and if the Senator had sent any messages they would have been caught by these vessels. If the Senator is in Hawaiian waters yet, they argue, she would have had to send in information concerning her movements.

Waterfronters incline to the belief that the vessel is on her way to San Francisco and may yet be reported by the Sierra, which will probably arrive from the Coast on Friday evening.

Hundred More Leaving.

One hundred Filipinos, Portuguese and Russians have applied at the local immigration station for papers allowing them to land at San Francisco, where they will go on the Siberia, sailing on Friday.

Asked why they were leaving Hawaii, a number of the Portuguese announced as their only excuse that "No too good one place all time stop."

FILIPINOS LEAVING OLAN AND COMING INTO HILO—OTHER LABORERS GATHERING

(Special Wireless to The Advertiser.)

HILO, April 11.—Some labor agent is at work here recruiting laborers for some unknown destination. Many Filipinos have left Olan plantation and have gathered in town, but they will not tell for what. Officials of the Hilo railroad say that the fares of these laborers were paid by the supposed labor agent.

Max Coleman of Olan is watching the developments on behalf of the planters.

Many laborers, of all nationalities, who have gathered in Hilo during the past few days, seem to be waiting for instructions of some kind. They preserve a mysterious air and decline to explain their presence in the town.

ARCHITECT COMING HERE TO RESTUDY THE SITUATION BEFORE REDRAWING FEDERAL PLANS

By Ernest G. Walker.

(Mail Special to The Advertiser.)

WASHINGTON, D. C., March 24.—Superioring Architect Taylor, of the Treasury Department said today that Mr. Ayers, of the New York firm that was given the contract for preparing plans of the Honolulu public building, would make another visit to the Mid-Pacific and re-study the situation. This is because of the plans for acquiring more ground by condemnation proceedings, which are now under way.

George McK. McClellan has just re-

turned from Augusta, Georgia, where he went on a little vacation. He played golf there and had a thoroughly enjoyable time.

All signs point to a quiet session of congress as far as Hawaii is concerned. There have been indications of late that the Democrats might revise the sugar schedule and that, if done at all, is considerably in the future. The tariff board has not begun an investigation of the sugar duties yet and probably will not for some time. It is claimed that the investigation can be disposed of pretty speedily, once it is undertaken.

BALLOU NAMED TO SUCCEED HATCH

LEAVES THIS MONTH FOR THE CAPITAL AS PLANTERS' REPRESENTATIVE.

Judge Sidney M. Ballou has been selected to succeed Judge F. M. Hatch as the Washington Sugar Planters' Association, and he will leave for San Francisco on his way to the national capital on the Wilhelmina, April 26, or on the Manchuria, on April 29.

Mr. Hatch recently resigned the position which he held for many years, this decision being reached after the death of his wife in Baltimore a few weeks since.

Mr. Ballou has been selected by the planters because of his intimate knowledge with the important questions which relate to the sugar industry and particularly to the legal points involved. He is an authority on land law and matters relating to lands are vitally material to the interests of the planters.

Judge Ballou is believed by the planters to be eminently qualified to act as their representative in Washington. He has had a long experience as an attorney in the island courts, has sat upon the bench as an associate justice of the supreme court.

ISLAND BELLE NOW A COAST BRIDE

SAN FRANCISCO, April 5.—Nathan Blaisdell, the San Francisco architect, and Miss Lillian Hoogs of Oakland, formerly of Honolulu, were married quietly at Redwood City yesterday by Superior Judge George H. Buck. They will immediately start for Europe on an extended tour.

The bride comes of a well known Honolulu family. Her brother, William Hoogs, is a capitalist in the Islands, and she has spent her time between Honolulu and California. She has many friends in San Francisco.

Blaisdell gave his age as 48 years when he took out the marriage license. He has lived at the University Club in this city.

MRS. IDA MCKINLEY MORSE IS DEAD

Ida McKinley Morse Cooper, the favorite niece of the late President McKinley, the daughter of the late Daniel McKinley, American consul-general at Honolulu some years ago, died in Oakland on March 30, after a long illness. She first married George B. Morse and later Harry Cooper, a business man of prominence in Oakland. As Ida McKinley, Mrs. Cooper grew up in Honolulu and came here first when quite a young girl.

Her marriage to Cooper came as the result of her first husband placing her interests in the hands of the latter. Morse, who was formerly clerk in the United States district court in Oakland, and his deceased six years ago commissioned Cooper to look out for his wife and to attend to her interests. The exception of the wishes of the dead friend led to a friendship which ripened into romance and eventually culminated in the marriage of Cooper and Mrs. Morse, the ceremony taking place two months after the death of Morse.

Mrs. Cooper had been suffering for some time. Several months ago she was taken to the Lowell sanatorium at Fruitvale and her death had been expected for several days.

Besides her husband, she leaves a daughter, Marjorie McKinley Morse,

MAY ABANDON LEILEHUA POST

RUMOR THAT TROOPS WILL BE CONCENTRATED IN THE CITY.

(From Wednesday's Advertiser.)

A rumor reached Honolulu from Washington yesterday that the war department may eventually abandon Schofield Barracks, Leilehua, as a brigade post and transfer the building operations to Fort Shafter, using the appropriations passed by congress for construction work at Leilehua to similar works at Shafter.

The same information sets forth that the war department has its eye on Punchbowl again as a site for a garrison and that the crater may be used for the establishment of an army post. An adequate water supply can be secured for the post and in some quarters it is believed that with development Punchbowl would make an ideal garrison post.

The reason for these changes is stated to be a desire on the part of the army officials to concentrate posts rather than to establish more, inasmuch as concentration reduces the tremendous cost of administration and upkeep, as each post needs a separate accounting, separate storehouses and such. General Wood, according to information derived from the district headquarters, is a strong advocate of concentration of garrisons, and that is one reason why mainland posts are being abandoned, where possible.

It is stated that one reason why the war department may abandon Leilehua in part is because the post is found to be too far from Honolulu and that it is unnecessary to have a post just at that place, although it makes an ideal site for a cavalry post. Transportation to and from the post runs up a big bill and this has become a reason for bringing all garrisons closer to the city.

It is known that the war department wishes to place enough infantry here to support the big gun batteries along the coast and that two regiments of infantry are needed for each battery. The closer these infantry regiments are to the batteries the more advantageous it will be to all branches of the service. Inquiry at district headquarters as to whether the rumor had reached there, or whether there was any information on the subject, elicited the answer that it was news to the officers, although it was stated by some that they would not be surprised if such action were taken.

When Captain Edwards, constructing quartermaster, was ordered here to construct the new buildings for Fort Ringer, he expected to erect them under the new plans for concrete building, but a few days ago he received orders to construct on an entirely different plan. The buildings are not to be entirely of reinforced concrete, but will have concrete bases and plaster and other material for walls.

PETITION LEGISLATURE AGAINST JAPANESE

(From Wednesday's Advertiser.)

An aged Hawaiian came all the way from Wailua yesterday to get the legislators to consider a petition signed by himself and a number of other Hawaiians in which the legislature is requested to pass a law forbidding any but citizens from engaging in the fishing industry, the main idea being to shut out the Japanese.

The Hawaiian put up a strong talk with a senator and endeavored to show the latter that if such a law were passed the Hawaiians would be greatly benefited.

"His idea," said a legislator, "was that if the law were passed, a Hawaiian could be at the head of a fishing boat, could then engage Japanese to help them, and would share in profits, not earned. It's just an idea of some Hawaiians who are too lazy to get out and compete in the fishing business, and the Hawaiians should be the best fishermen in these waters."

DEMOCRATS WILL GIVE RECIPROCITY FULL SUPPORT

WASHINGTON, April 12.—At a Democratic caucus yesterday it was agreed that the full party strength should be given in support of the Canadian reciprocity agreement, incorporated in which is to be the "Farmers' Free List," something which removes the tariff on a number of items not included in the agreement an originally proposed.

WHY SALMON PACKERS ARE SO BUSY HERE

SEATTLE, March 30.—Alaska Salmon packers are facing a serious problem in the shortage of cannery laborers, and unusual efforts to get labor for the northern stations are being made, according to local agents of the northern companies. In addition to the efforts being made to induce laborers to go to Alaska from Hawaii, agents of the packers in California have been busy and the steamship Dolphin will leave Seattle Saturday on a special trip for Alaska, taking 250 Chinese and Japanese laborers to the canneries at Quadra, Santa Ana, Kasaan and Takah. The Chinese and Japanese were recruited in San Francisco and Portland and are now on the way to Seattle by train.

FAILED TO KILL, SO SAILS ON TRANSPORT

(From Wednesday's Advertiser.)

When the transport Sherman arrives today from San Francisco she may carry as a passenger for Manila Mrs. Jean le Sage, wife of an officer of the Philippine Scouts, who achieved considerable notoriety in San Francisco a week ago by attempting to shoot W. L. Clark in her apartments at the Hotel Exeter.

According to the San Francisco papers Mrs. le Sage was married to the scout officer a few years ago and accompanied him to the Philippines. She became ill and was sent back to the mainland. She recovered, and then came a telegram from her husband asking her to return. She delayed and delayed starting, and it was because of her affection for Clark that she remained in San Francisco. Clark is manager of the hotel and she became infatuated with him. Parents and friends begged her to go to Manila but she refused and finally her husband became disgusted and refused to send her any more money. This compelled her to seek a livelihood, but she quit soon. Clark advised her to return to her husband, and then she purchased a revolver and was foiled in her idea of killing Clark. Friends expected to get her aboard the transport Sherman. Whether they succeeded will be known when the vessel reaches port this afternoon.

Her husband is a lineal descendant of "Lighthouse Harry Lee" of Revolutionary War fame.

MURDERER HANGS HIMSELF IN CELL

(From Wednesday's Advertiser.)

Fooling his jailors with a blanket dummy, Tenjiro Kobayashi, the midge Japanese who killed a countryman at Pearl City several weeks ago, hung himself yesterday morning in the county jail on the eve of his trial for murder in the first degree.

Kobayashi must have committed the deed late Monday night, although it was not discovered until six o'clock yesterday morning. As he has not yet been tried, he was not called at five o'clock with the prisoners working on the gangs. To fool the turnkeys he made a dummy of himself, which he carefully laid in the hammock, visible from the door. He then took a rope from the hammock and hung it over the hammock-hook in the corner beside the door, but not visible through the peep hole.

After arranging the noose the man placed his head in it and by lifting his feet from the ground strangled himself. His shortness made it possible where a taller man could have no means at all to take his own life in the cell.

The police had little hope of convicting him, as he had just been released from the insane asylum and a defense of insanity was being prepared for him by L. M. Straus.

HAWAIIAN LANGUAGE IN PUBLIC SCHOOLS

Representative Sheldon's bill, No. 79,

providing for the teaching of the Hawaiian language in the public schools, when twenty-five parents petitioned the board of education for this purpose, passed third reading after a fight in the house yesterday afternoon.

Representative Long fought the bill, stating that it would be just as consistent to teach Japanese or Chinese in the schools, as there were many of these pupils in attendance. He submitted an amendment for the word "may" instead of "shall," governing the action of the board, but was defeated. Sheldon made an eloquent defense of his bill.

HOW TO PREVENT CHOLERA.

When cholera is present in the community take Chamberlain's Colic, Cholera and Diarrhoea Remedy on the first unnatural looseness of the bowels and the attack may be checked in its incipency.

MADERO GETS A REAL OFFER OF PEACE

Government Opens Up Negotiations With Rebel Chief.

BOOSTS ARMY PAY

Sonora Is to Have a Genuine Election for Governor.

CHIHUAHUA, Mexico, April 12.—The first definite proposals for peace to be authorized by the government were submitted to General Madero yesterday. No intimation of the terms offered has been given out.

Raising the Pay.

CITY OF MEXICO, April 12.—Secretary of War Cozle has announced that in future the pay of privates in the regular army will be at the rate of one peso (49 8-10 cents) a day, with the pay of officers to be raised in proportion.

Women as Prisoners.

SAN DIEGO, California, April 11.—It is reported here that a number of Americans, including women, are held prisoners by the rebels at Alamo, Mexico. Appeal will be made to Washington in their behalf.

General Election.

HERMOSILLO, Mexico, April 11.—General Toreros, at the instance of the federal government, has withdrawn his candidacy for governor of the State of Sonora. A genuine popular election will be held, it is stated, a long step toward true republican government.

BERKELEY WOMAN WINS ALASKA SWEEPSTAKE

NOME, Alaska, April 12.—The dog team entered by Mrs. C. E. Darling, of Berkeley, won the great Alaska Sweepstake, concluded yesterday. The team made the distance, four hundred and twelve miles, across the snow, in eighty-one hours and forty minutes. This race is the greatest sporting event in Alaska and fabulous sums are wagered on it. The pick of the huskies are trained for months for the event and dogs are brought from all over the world where sleighs are drawn to compete.

ASK EXPERTS TO TRACE BRIBE FUND

SPRINGFIELD, Illinois, April 12.—The committee from the Illinois State legislature investigating the charges of bribery made in connection with the election of United States Senator Lorimer has decided to ask aid from the national bank examiners to trace the Lorimer corruption fund, said to be one hundred thousand dollars.

KIDNAPERS OF BABY ROGERS ARE CAUGHT

LAS VEGAS, New Mexico, April 12.—Joe Wiggins, an ex-convict, and Will Rogers, an uncle of the two-year-old child of the late Senator Rogers, who was kidnapped here on March 29, were arrested yesterday and charged with having committed the crime and with having received the ransom demanded of twelve thousand dollars.

Confronted with the evidence that had been secured against them, the two confessed and gave back the money. The two kidnappers, masked, forced their way into the house of A. T. Rogers, Jr., a prominent attorney, in the night; and at the point of revolvers forced Mrs. Rogers to hand over her baby to them. They dropped a note, demanding twelve thousand dollars, and fled into the "Bad Lands," across the Oklahoma line. The baby is a grandson of H. L. Waldo, the Kansas City millionaire.

ANOTHER TRIAL FOR DOCTOR HYDE

KANSAS CITY, Missouri, April 11.—Doctor Hyde, convicted of poisoning his millionaire brother-in-law, Straub, with the aid of the latter's wife, was today granted a new trial.

SUGAR AND BAMBOO USED TO MAKE PAPER

WASHINGTON, March 30.—Another substance from which paper may be manufactured has been discovered by a manager of a sugar estate at Trinidad, according to Consul Franklin D. Hale, at that place.

The new substance is ground sugar cane, to which is added bamboo fiber. He has made paper by this process without the aid of chemicals.

The quality of the paper, according to the report, can command the market against any wood paper now manufactured.